



Paper No. 11

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DENVER CO 80202

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OCT 1 1 2002

**OFFICE OF PETITIONS**

In re Application of  
Hansen, et al.  
Application No. 09/660,785  
Filed: September 13, 2000  
Attorney Docket No. 1692

ON PETITION

A reconsideration petition under 37 CFR 1.47(a) was received in the United States Patent and Trademark Office (Office) on July 30, 2002 (certificate of mailing date September 5, 2001).

A review of the file reveals that on October 27, 2000, the Office mailed a Notice to File Missing Parts of Nonprovisional Application to petitioners, which set forth a two (2) month period to submit the required payment of a \$130.00 surcharge under 37 CFR 1.16(e) and an executed oath or declaration

On April 27, 2001, a petition for a four month extension of time and authorization to charge the required fee, a partially executed declaration, the surcharge, the petition fee, and the instant petition were filed.

As stated in the July 19, 2001 dismissal of the April 27, 2001 petition under 37 CFR 1.147(a), although petitioner filed a petition under 37 CFR 1.47(a) on July 24, 2001, petitioner did not have enough money in petitioner's deposit account to pay for the \$1,390.00 4 month extension of time fee. Accordingly, **this application was properly held abandoned as of December 28, 2000.**

Under the circumstances of this application, petitioner must file a petition to revive under 37 CFR 1.137 and pay the proper petition fee within **ONE (1) month** of this decision before the petition under 37 CFR 1.47 may be addressed on its merits. No extensions of time are permissible. Unless petitioner can demonstrate that petitioner was "unavoidably" prevented from submitting a proper reply to the Notice, a petition under 37 CFR 1.137(b) is suggested. The petition under 37 CFR 1.47 will remain in the file until such time as petitioner has filed a grantable petition to revive under 37 CFR 1.137.

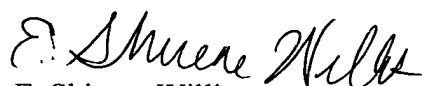
Further correspondence with respect to this matter should be addressed as follows:

By mail: Commissioner for Patents  
Box DAC  
Washington, DC 20231

By FAX: (703) 308-6916  
Attn: Office of Petitions/ E. Shirene Willis

By hand: Office of Petitions  
2201 South Clark Place  
Crystal Plaza 4, Suite 3C23  
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Telephone inquiries should be directed to the undersigned at (703) 308-6712.



E. Shirene Willis  
Senior Petitions Attorney  
Office of Petitions  
Office of the Deputy Commissioner  
for Patent Examination Policy

enclosures: copy of July 19, 2001 dismissal

blank copy of PETITION FOR REVIVAL OF AN APPLICATION FOR  
PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)